

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

JAMES D. HEMENWAY AND DANA A.  
HEMENWAY,

3:11-CV-283-HU

ORDER

Plaintiffs,

v.

WELLS FARGO, N.A., a federal  
bank; and FEDERAL HOME LOAN  
MORTGAGE CORPORATION, a  
federal chartered  
corporation,

Defendants.

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**BROWN, Judge.**

Magistrate Judge Dennis James Hubel issued Findings and Recommendation (#42) on January 9, 2012, in which he recommends this Court grant Defendants'<sup>1</sup> Motion (#19) for Summary Judgment as to each of Plaintiffs' claims for quiet title and breach of the duty of good faith and fair dealing.

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9<sup>th</sup> Cir. 1983)(rev'd on other grounds). *See also Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8<sup>th</sup> Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

#### **CONCLUSION**

The Court **ADOPTS** Magistrate Judge Hubel's Findings and

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<sup>1</sup> On February 6, 2012, the parties stipulated to the dismissal with prejudice of Plaintiff' claims against Defendant Federal Home Loan Mortgage Corporation; thus, the Findings and Recommendation is now only pertinent to Defendant Wells Fargo.

Recommendation (#42). Accordingly, the Court **GRANTS** Defendants' Motion (#19) for Summary Judgment as to each of Plaintiffs' claims.

IT IS SO ORDERED.

DATED this 14<sup>th</sup> day of February, 2012.

/s/ Anna J. Brown

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ANNA J. BROWN  
United States District Judge